

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: ZOSTAVAX (ZOSTER VACCINE	:	MDL NO. 2848
LIVE) PRODUCTS LIABILITY	:	
LITIGATION	:	
	:	
THIS DOCUMENT RELATES TO:	:	
	:	
JOHN DESTEFANO	:	
	:	CIVIL ACTION NO. 18-20070
v.	:	
	:	
MERCK & CO., INC., et al.	:	

PRETRIAL ORDER NO. 363

AND NOW, this 6th day of July, 2021, for the reasons set forth in the foregoing Memorandum, it is hereby ORDERED that:

(1) the motion of Merck & Co., Inc. and Merck Sharp & Dohme Corp. for summary judgment is GRANTED; and

(2) the cross-motion of plaintiff John Destefano for dismissal with prejudice under Rule 41(a)(2) of the Federal Rules of Civil Procedure is DENIED as moot.

BY THE COURT:

/s/ Harvey Bartle III

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J.